

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

NATASHA LOUISE RADASA,

Defendant.

CR 15-57-GF-BMM-JTJ

**FINDINGS AND
RECOMMENDATIONS**

I. Synopsis

Defendant Natasha Louise Radasa (Radasa) has been accused of violating the conditions of her supervised release. Radasa admitted all of the alleged violations. Radasa's supervised release should be revoked. Radasa should be placed in custody for 8 months, with no supervised release to follow. Radasa should serve her term of custody at the Bureau of Prisons' facility in Carswell, Texas or at the Bureau of Prisons' facility in Dublin, California.

II. Status

Radasa pleaded guilty on November 12, 2015, to Conspiracy to Possess Methamphetamine with Intent to Distribute. (Doc. 24). The Court sentenced Radasa to 48 months of custody, followed by 3 years of supervised release. (Doc. 32). Radasa's current term of supervised release began on

September 8, 2021. (Doc. 85 at 2).

Petition

The United States Probation Office filed an Amended Petition on March 21, 2022, requesting that the Court revoke Radasa's supervised release. (Doc. 85). The Amended Petition alleges that Radasa violated the conditions of her supervised release: 1) failing to report for substance abuse testing on five separate occasions; 2) by failing to report for mental health treatment; 3) by failing to reside at the place approved by her probation officer; and 4) by committing other crimes.

Initial appearance

Radasa appeared before the undersigned for her initial appearance on March 22, 2022. Radasa was represented by counsel. Radasa stated that she had read the petition and that she understood the allegations. Radasa waived her right to a preliminary hearing. The parties consented to proceed with the revocation hearing before the undersigned.

Revocation hearing

The Court conducted a revocation hearing on March 22, 2022. Radasa admitted that she had violated the conditions of his supervised release: 1) failing to report for substance abuse testing on five separate occasions; 2) by failing to

report for mental health treatment; 3) by failing to reside at the place approved by her probation officer; and 4) by committing other crimes. The violations are serious and warrant revocation of Radasa's supervised release.

Radasa's violations are Grade C violations. Radasa's criminal history category is II. Radasa's underlying offense is a Class C felony. Radasa could be incarcerated for up to 24 months. Radasa could be ordered to remain on supervised release for up to 25 months, less any custody time imposed. The United States Sentencing Guidelines call for a term of custody of 4 to 10 months.

III. Analysis

Radasa's supervised release should be revoked. Radasa should be incarcerated for 8 months, with no supervised release to follow. This sentence is sufficient but not greater than necessary. Radasa should serve her term of custody at the Bureau of Prisons' facility in Carswell, Texas or at the Bureau of Prisons' facility in Dublin, California.

IV. Conclusion

The Court informed Radasa that the above sentence would be recommended to United States District Judge Brian Morris. The Court also informed Radasa of her right to object to these Findings and Recommendations within 14 days of their issuance. The Court explained to Radasa that Judge Morris would consider a

timely objection before making a final determination on whether to revoke her supervised release and what, if any, sanction to impose. Radasa stated that she wished to waive her right to object to these Findings and Recommendations, and that she wished to waive her right to allocute before Judge Morris.

The Court **FINDS:**

That Natasha Louise Radasa violated the conditions of her supervised release: failing to report for substance abuse testing on five separate occasions; by failing to report for mental health treatment; by failing to reside at the place approved by her probation officer; and by committing other crimes.

The Court **RECOMMENDS:**

That the District Court revoke Radasa's supervised release and commit her to the custody of the United States Bureau of Prisons for 8 months, with no supervised release to follow. Radasa should serve her term of custody at the Bureau of Prisons' facility in Carswell, Texas or at the Bureau of Prisons' facility in Dublin, California.

**NOTICE OF RIGHT TO OBJECT TO FINDINGS AND
RECOMMENDATIONS AND CONSEQUENCES OF FAILURE TO OBJECT**

The parties may serve and file written objections to the Findings and Recommendations within 14 days of their entry, as indicated on the Notice of Electronic Filing. 28 U.S.C. § 636(b)(1). A district court judge will make a de novo determination regarding any portion of the Findings and Recommendations to which objection is made. The district court judge may accept, reject, or modify,

in whole or in part, the Findings and Recommendations. Failure to timely file written objections may bar a de novo determination by the district court judge, and may waive the right to appear and allocute a district court judge.

DATED this 23rd day of March, 2022.



John Johnston
United States Magistrate Judge